



PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4
DW
11/27/01

In Application of:

Robert Penn CAGLE, et al.

Serial No.: 09/874,249

Filed: June 6, 2001

For: Method and Apparatus For HA Server

Examiner: Unassigned

Group Art Unit: 2154

Commissioner for Patents
Washington, D.C. 20231

Sir:

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the document listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe that a fee is due for filing this paper.

A copy of the listed document is attached. Applicants respectfully request that the Examiner consider the listed document and evidence that consideration by making an appropriate notation on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitute "prior art." If it should be determined that the listed document does not constitute "prior art" under United

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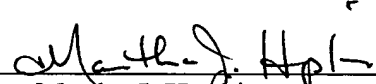
States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of this document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP


By: Martha J. Hopkins
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Dated: **November 15, 2001**

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INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

PTO Form 1449

Page 1 of 1

Attorney Docket No.:
46914-5001-01

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U.S. PATENT DOCUMENTS

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date

FOREIGN PATENT DOCUMENTS

Document Number	Date	Country	Class	Sub Class	<u>Translation</u> YES NO	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Wang Qian et al, "FAULT - TOLERANT COMPUTER SYSTEM FOR STD", Mini-Micro Systems, Vol. 16, No. 11, Nov. 1995.

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Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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